

CERTIFICATION OF ENROLLMENT

SUBSTITUTE SENATE BILL 5582

Chapter 259, Laws of 1998

55th Legislature
1998 Regular Session

PROHIBITION OF LIQUOR PURCHASES AND CONSUMPTION BY PERSONS
APPARENTLY UNDER THE INFLUENCE OF LIQUOR

EFFECTIVE DATE: 6/11/98

Passed by the Senate March 12, 1998
YEAS 38 NAYS 10

BRAD OWEN

President of the Senate

Passed by the House March 11, 1998
YEAS 84 NAYS 14

CLYDE BALLARD

**Speaker of the
House of Representatives**

Approved April 1, 1998

CERTIFICATE

I, Mike O Connell, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SUBSTITUTE SENATE BILL 5582** as passed by the Senate and the House of Representatives on the dates hereon set forth.

MIKE O'CONNELL

Secretary

FILED

April 1, 1998 - 3:02 p.m.

GARY LOCKE

Governor of the State of Washington

**Secretary of State
State of Washington**

SUBSTITUTE SENATE BILL 5582

AS RECOMMENDED BY CONFERENCE COMMITTEE

Passed Legislature - 1998 Regular Session

State of Washington 55th Legislature 1997 Regular Session

**By Senate Committee on Law & Justice (originally sponsored by Senators
Roach, Goings, Schow, Stevens, Oke and Kline)**

Read first time 03/05/97.

1 AN ACT Relating to liquor purchases by persons apparently under the
2 influence of liquor; amending RCW 66.44.200; and prescribing penalties.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 **Sec. 1.** RCW 66.44.200 and 1933 ex.s. c 62 s 36 are each amended to
5 read as follows:

6 (1) No person shall sell any liquor to any person apparently under
7 the influence of liquor.

8 (2)(a) No person who is apparently under the influence of liquor
9 may purchase or consume liquor on any premises licensed by the board.

10 (b) A violation of this subsection is an infraction punishable by
11 a fine of not more than five hundred dollars.

12 (c) A defendant's intoxication may not be used as a defense in an
13 action under this subsection.

14 (d) Until July 1, 2000, every establishment licensed under RCW
15 66.24.330 or 66.24.420 shall conspicuously post in the establishment
16 notice of the prohibition against the purchase or consumption of liquor
17 under this subsection.

18 (3) An administrative action for violation of subsection (1) of
19 this section and an infraction issued for violation of subsection (2)

1 of this section arising out of the same incident are separate actions
2 and the outcome of one shall not determine the outcome of the other.

Passed the Senate March 12, 1998.

Passed the House March 11, 1998.

Approved by the Governor April 1, 1998.

Filed in Office of Secretary of State April 1, 1998.